

BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS	2000 1111
KRISTIN K. MAYES, Chair	2009 JUL 28 P 4: 45
GARY PIERCE	- I CONSS MONATERS FOR
PAUL NEWMAN	ALCORP COMMISSION DOCKET CONTROL
SANDRA D. KENNEDY	BOOKET CONTINUE
BOB STUMP	
IN THE MATTER OF THE APPLICATION) DOCKET NO. T-20449A-08-0044
OF TIME WARNER CABLE INFORMATION	
SERVICES (ARIZONA), LLC, DBA TIME)
WARNER CABLE, FOR APPROVAL OF A) COMPLIANCE FILING OF
CERTIFICATE OF CONVENIENCE AND) TIME WARNER CABLE
NECESSITY TO PROVIDE RESOLD AND) INFORMATION SERVICES
FACILITIES-BASED LOCAL EXCHANGE) (ARIZONA), LLC
TELECOMMUNICATIONS SERVICES AND)
RESOLD AND FACILITIES-BASED LONG)
DISTANCE TELECOMMUNICATIONS)
CEDVICES)

Time Warner Cable Information Services (Arizona), LLC hereby files a copy of the attached bond in the amount of \$235,000 as directed by the Arizona Corporation Commission in paragraph 42(c) of Decision No. 71169. See Attachment A. The original bond was hand-delivered to the Commission's Business Office on July 27, 2009.

DATED this 28th day of July 2009.

OSBORN MALEDON, PA

Arizona Corporation Commission

DOCKETED BY

Joan S. Burke Osborn Maledon P.A.

2929 North Central, Suite 2100

Phoenix, AZ 85012

Telephone: (602) 640-9356 Facsimile: (602) 640-6074

Jburke@omlaw.com

Attorneys for Time Warner Cable Information Services (Arizona), LLC Original and 13 copies of the foregoing filed this 28th day of July, 2009, with:

Docket Control ARIZONA CORPORATION COMMISSION 1200 West Washington Phoenix, AZ 85007

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ATTACHMENT A

PERFORMANCE BOND Annual Form

Travelers Casualty and Surety Company of America One Tower Square, Hartford, CT 06183

Bond No.

KNOW ALL BY THESE PRESENTS, That we TIME WARNER CABLE INFORMATION SERVICES (ARIZONA), LLC, as Principal, and Travelers Casualty and Surety Company of America, of Hartford, Connecticut, authorized to do business in the State of AZ, as Surety, are held and firmly bound unto ARIZONA CORPORATION COMMISSION 1200 West Washington St., Phoenix, AZ 85007, as Obligee, in the maximum penal sum of Two Hundred Thirty Five Thousand and 00/100 Dollars (\$ 235,000.00), lawful money of the United States of America, for which payment well and truly to be made we bind ourselves, our heirs, executors and assigns, jointly and severally, firmly by this Bond.

WHEREAS, the Principal has entered, or is about to enter, into a written agreement with the Obligee to perform in accordance with the terms and conditions of the **Provide Telecommunications Services**, (hereinafter referred to as the Contract), said Contract is hereby referred to and made a part hereof;

NOW, THEREFORE, the condition of this obligation is such that if the above named Principal, its successors and assigns, shall well and truly perform its obligations as set forth in the above mentioned Contract, then this Bond shall be void; otherwise to remain in full force and effect pursuant to its terms.

Notwithstanding anything to the contrary in the Contract, the Bond is subject to the following express conditions:

- 1. Whereas, the Obligee has agreed to accept this Bond, this Bond shall be effective for the definite period of 7/30/2009 to 7/30/2010. The Bond may be extended, at the sole option of the Surety, by continuation certificate for additional periods from the expiry date hereof. However, neither: (a) the Surety's decision not to issue a continuation certificate, nor (b) the failure or inability of the Principal to file a replacement bond or other security in the event the Surety exercises its right to not renew this Bond, shall itself constitute a loss to the Obligee recoverable under this Bond or any extension thereof.
- 2. No claim, action, suit or proceeding, except as hereinafter set forth, shall be had or maintained against the Surety on this instrument unless such claim, action, suit or proceeding is brought or instituted upon the Surety within one year from termination or expiration of the bond term.
- 3. Regardless of the number of years this Bond is in force or the number of continuation certificates issued, the liability of the Surety shall not be cumulative in amounts from period to period and shall in no event exceed the amount set forth above, or as amended by rider.
- 4. Any notice, demand, certification or request for payment, made under this Bond shall be made in writing to the Surety at the address specified below. Any demand or request for payment must be made prior to the expiry date of this Bond.

Surety Address:

Travelers Casualty and Surety Company of America

One Tower Square Hartford, CT 06183 Attn: Bond Claim

5. If any conflict or inconsistency exists between the Surety's obligations or undertakings as described in this Bond and as described in the underlying Contract, then the terms of this Bond shall prevail.

SIGNED, SEALED AND DATED this 21st day of July , 2009

TIME WARNER CABLE INFORMATION SERVICES (ARIZQNA), LLC

Principal

Travelers Casualty and Surety Company of America

Bv.

By:

-ోSandra Martinez, Attorney-in-Fact

ACKNOWLEDGEMENT BY SURETY

STATE OF ILLINOIS COUNTY OF COOK

On this 21st day of July, <u>2009</u>, before me, Douglas Schmude, a Notary Public, within and for said County and State, personally appeared <u>Susan J. Preiksa</u> to me personally known to be the Attorney-in-Fact of and for Travelers Casualty and Surety Company of America and acknowledged that she executed the said instrument as the free act and deed of said Company.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, at my office in the aforesaid County, the day and year in this certificate first above written.

Notary Public in the State of Illinois

County of Cook

OFFICIAL SEAL
DOUGLAS SCHMUDE
NOTARY PUBLIC - STATE OF ILLINOIS
MY COMMISSION EXPIRES
JANUARY 17, 2011

TRAVELERS.

POWER OF ATTORNEY

Farmington Casualty Company Fidelity and Guaranty Insurance Company Fidelity and Guaranty Insurance Underwriters, Inc. Seaboard Surety Company St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company St. Paul Mercury Insurance Company Travelers Casualty and Surety Company Travelers Casualty and Surety Company of America United States Fidelity and Guaranty Company

Attorney-In Fact No.

215800



KNOW ALL MEN BY THESE PRESENTS: That Seaboard Surety Company is a corporation duly organized under the laws of the State of New York, that St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

Thomas J. Joslin, Karen Daniel, Kathleen J. Mailes, Linda Iser, Sandra Martinez, Susan A. Welsh, Susan J. Preiksa, Geoffrey E. Heekin, Marcia K. Cesafsky, Patricia M. Doyle, and Richard A. Moore Jr.

each in their separate capacity i other writings obligatory in the	f more than one is named above, to sign, execute, nature thereof on behalf of the Companies in thanteeing bonds and undertakings required or perm	seal and acknowledge any an neir business of guaranteeing	d all bonds, recognizance the fidelity of persons, a	es, conditional under	rtakings and
	e Companies have caused this instrument to be si			is11th	· · · · · · · · · · · · · · · · · · ·
	Farmington Casualty Company Fidelity and Guaranty Insurance Company Fidelity and Guaranty Insurance Underwriters, Inc. Seaboard Surety Company St. Paul Fire and Marine Insurance Company		St. Paul Guardian Insurance Company St. Paul Mercury Insurance Company Travelers Casualty and Surety Company Travelers Casualty and Surety Company of America United States Fidelity and Guaranty Company		
1977	MCOMPORATED 1927	SEAL SEAL	CONN. 1	MASTROPA, S	SCHOOL AND SCHOOL STATE OF SCHOOL STATE OF SCHOOL SCHOOL SCHOOL SCHOOL STATE OF SCHOOL
State of Connecticut City of Hartford ss.		Ву:	George W Thompson, Seni	ior vice President	
himself to be the Senior Vice Pr Inc., Seaboard Surety Company, Casualty and Surety Company,	day of October , 200 resident of Farmington Casualty Company, Fidel , St. Paul Fire and Marine Insurance Company, St Travelers Casualty and Surety Company of Ame e foregoing instrument for the purposes therein cor	lity and Guaranty Insurance C t. Paul Guardian Insurance Co erica, and United States Fidel	ompany, Fidelity and Gi mpany, St. Paul Mercur ity and Guaranty Compa	uaranty Insurance Ut y Insurance Company any, and that he, as:	nderwriters, y, Travelers such, being

In Witness Whereof, I hereunto set my hand and official seal. My Commission expires the 30th day of June, 2011.



WARNING: THIS POWER OF ATTORNEY IS INVALID WITHOUT THE RED BORDER.

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, and Vi President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents. Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I. Kori M. Johanson, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

Kori M. Johanson Assistant Secretary





















To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at www.travelersbond.com. Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.